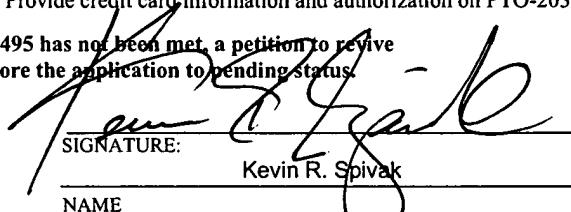


JC10 Rec'd PCT/PTO 08 APR 2005

FORM PTO 1390 (REV 10-2003)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 543822005500
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/501,464
INTERNATIONAL APPLICATION NO. PCT/EP03/00087	INTERNATIONAL FILING DATE 8 January 2003	PRIORITY DATE CLAIMED 15 January 2002		
TITLE OF INVENTION METHOD FOR MASKING A RECESS IN A STRUCTURE HAVING A HIGH ASPECT RATIO				
APPLICANT(S) FOR DO/EO/US Dirk EFFERENN et al.				
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
<p>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</p>				
Items 11 to 20 below concern document(s) or information included:				
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Copy of Stamped Postcard; Copies of English Translation and Substitute Specification</p>				

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/501,464	INTERNATIONAL APPLICATION NO. PCT/EP03/00087	ATTORNEY'S DOCKET NUMBER 543822005500		
21. <input type="checkbox"/> The following fees are submitted:		<b>CALCULATIONS PTO USE ONLY</b>		
<b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) – (5)):</b>				
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1080.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... \$920.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$770.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$730.00 <input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00				
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>		\$ 0.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).		\$ 130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	9 -20 =	0	x	\$ 0.00
Independent claims	1 -3 =	0	x	\$ 0.00
MULTIPLE DEPENDENT CLAIM(s) (if applicable)		+	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>		\$ 0.00		
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.		\$		
<b>SUBTOTAL =</b>		\$ 130.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).		\$		
<b>TOTAL NATIONAL FEE =</b>		\$ 130.00		
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		+\$ 40.00		
<b>TOTAL FEES ENCLOSED =</b>		\$ 170.00		
04/13/2005 SNAJARDO 00000049 031952 10501464 130.00 DA		Amount to be refunded: charged:	\$	
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 03-1952 in the amount of \$ 170.00 to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1952. A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO: Kevin R. Spivak MORRISON & FOERSTER LLP 1650 Tysons Boulevard, Suite 300 McLean, Virginia 22102 Telephone: 703.760.7700 Facsimile: 703.760.7777				
SIGNATURE:  NAME: Kevin R. Spivak REGISTRATION NUMBER: 43,148				



UNITED STATES PATENT AND TRADEMARK OFFICE

KRS/JXR  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/501,464	Dirk Efferenn	543822005500

INTERNATIONAL APPLICATION NO.
PCT/EP03/00087

I.A. FILING DATE	PRIORITY DATE
01/08/2003	01/15/2002

Kevin R. Spivak  
Morrison & Foerster  
2000 Pennsylvania Avenue  
Washington, DC 20006

DOCKETED Miss Reg Due

REMINDER: 3/8/05

DUE DATE: 4/8/05

FINAL DUE DATE: 9/8/05

CONFIRMATION NO. 4558

371 FORMALITIES LETTER



\*OC000000015109894\*

Date Mailed: 02/08/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/14/2004
- Copy of the International Search Report filed on 07/14/2004
- Copy of IPE Report filed on 07/14/2004
- Preliminary Amendments filed on 07/14/2004
- Information Disclosure Statements filed on 09/11/2004
- Oath or Declaration filed on 07/14/2004
- Copy of references cited in ISR filed on 07/14/2004
- U.S. Basic National Fees filed on 07/14/2004
- Priority Documents filed on 07/14/2004

**RECEIVED**

**FEB 11 2005**

MORRISON & FOERSTER LLP

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for [REDACTED] application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

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Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/501,464	PCT/EP03/00087	543822005500

FORM PCT/DO/EO/905 (371 Formalities Notice)

RECEIVED

JUL 22 2004

MORRISON & FERNSTEIN, LLP

ATTORNEY DOCKET: 543822005500

MAILING DATE: July 14, 2004

SERIAL NO.: 10/501,464 New U.S. Application

ATTY/Secy.: KRS/jxr11

INVENTORS: Dirk EFFEKENN et al.

FILING DATE: July 14, 2004

TITLE: METHOD FOR MASKING A RECESS IN A STRUCTURE HAVING A HIGH ASPECT RATIO

Papers enclosed herewith:

<input checked="" type="checkbox"/> Transmittal Form	<input checked="" type="checkbox"/> Preliminary Amendment
<input type="checkbox"/> Fee Transmittal	<input type="checkbox"/> Issue Fee
<input checked="" type="checkbox"/> Specification including claims and abstract	<input type="checkbox"/> Petition under _____
<input checked="" type="checkbox"/> Drawings ( <u>2</u> sheets)	<input type="checkbox"/> Request for Refund
<input type="checkbox"/> Declaration and Power of Attorney	<input type="checkbox"/> Sequence Listing (PAPER)
<input type="checkbox"/> Priority Document	<input type="checkbox"/> Computer Readable Format (DISK)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Status Inquiry
<input type="checkbox"/> PTO Form 1449 including <u>  </u> references	<input type="checkbox"/> Request Certificate of Correction
<input type="checkbox"/> Assignment Recordation Form	<input type="checkbox"/> Request for Corrected Filing Receipt
<input type="checkbox"/> Assignment	<input type="checkbox"/> Request for Corrected Assignment
<input type="checkbox"/> Notice to File Missing Parts	<input type="checkbox"/> Extension of Time <u>  </u> month
<input checked="" type="checkbox"/> Other <u>PCT Transmittal, Specifications: Marked-Up, Amended (Clean Copy), English translation, amended claims, Appln. Data Sheet, Formis 210/220/416/409</u>	

RECEIVED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE  
DOCKETED DT02 Rec'd PCT/PTO 14 JUL 2004

BEST AVAILABLE COPY